

COMMUNITY DEVELOPMENT AUTHORITY
CITY OF WEST ALLIS, WISCONSIN
RESOLUTION NO. 1481
DATE ADOPTED: June 18, 2024

Resolution approving a Stormwater Indemnification Agreement by and between the Community Development of the City of West Allis and Mark Higgins for the property located at 6620 W. Mitchell St. and SoNa Parcel 1 within the Six Points Farmers Market Redevelopment Area.

WHEREAS, the Community Development Authority of the City of West Allis is interested in selling a portion of Parcel 1 within the SoNa Redevelopment area to Mark Higgins, property owner of 6620 W. Mitchell Street (the "Buyer) and,

WHEREAS, in order to proceed with orderly development of Markes Row, the CDA is willing provide a Stormwater Indemnification Agreement, hereby attached as Exhibit A, to address to encumbrances that limit the potion of land to be transferred to Higgins in exchange for a release of an Ingress and Egress Agreement that allows Higgins access to Mitchell St. through CDA owned land; and,

WHEREAS, the Stormwater Indemnification Agreement will require the CDA to provide indemnification to Higgins relative to conditions of the existing Reciprocal Easement Agreement and a Stormwater Easement related to the redevelopment of SoNa.

WHEREAS, the Executive Director is recommending enter into the Agreement to in order to advance redevelopment within Parcel 1 and Makers Row.

NOW, THEREFORE, BE IT RESOLVED by the Community Development Authority of the City of West Allis that it hereby approves the Stormwater Indemnification Agreement by and between the Community Development of the City of West Allis and Mark Higgins for the property located at 6620 W. Mitchell St. and SoNa Parcel 1 within the Six Points Farmers Market Redevelopment Area.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized to make such non-substantive changes, modifications, additions and deletions to and from the various provisions of the amended Agreement, including any and all attachments, exhibits, addendums and amendments, as may be necessary and proper to correct inconsistencies, eliminate ambiguity and otherwise clarify and supplement said provisions to preserve and maintain the general intent thereof, and to prepare and deliver such other and further documents as may be reasonably necessary to complete the transactions contemplated therein.

BE IT FURTHER RESOLVED that the Executive Director be and is hereby authorized and directed to execute and deliver the aforesaid amended Agreement on behalf of the City.

Approved: _____
Patrick M. Schloss, Executive Director
Community Development Authority